

07-11-01 A



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of ) Examiner: Not Assigned  
A. Schaer )  
For: **LINEAR ABLATION ASSEMBLY** ) Group Art Unit: Not Assigned  
Serial No.: Not Assigned ) Customer No.: 25213  
Filed: July 9, 2001 )  
Atty. Docket No.: 22963-1241 ) **REQUEST FOR FILING A DIVISIONAL**  
                                  ) **APPLICATION UNDER 37 C.F.R. §1.53(b)**



Express Mail Label No. EL 852 464 363 US  
Mailed on July 9, 2001

BOX PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request for filing a divisional application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 09/182,967, filed October 29, 1998, which is a continuation-in-part of application Serial No. 08/629,057, filed April 8, 1996, of Alan K. Schaer, for **LINEAR ABLATION ASSEMBLY**.

1. Enclosed is a true copy of the prior complete application as filed, including the specification (including claims), drawings, sequence listing, oath or declaration showing the signature or an indication it was signed, and any amendments referred to in the oath or declaration filed to complete the prior application.
2. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above. With respect to the prior copending U.S. application from which this application claims benefit under 35 U.S.C. § 120, the inventor(s) in this application is (are):

/ X / the same.

/ / less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:

3. / X / The filing fees are to be calculated on the claims as filed in the prior application and the claims remaining as a result of the:

/ X / amendment below;

/    / attached Preliminary Amendment.

#### FILING FEE CALCULATION

Description	Claims	Extra	Rate	Fee Code	Fee
Basic Filing Fee				<b>201</b>	\$355
Independent Claims	1 - 3=	0 x	\$40 =	202	0
Total Claims	3 -20=	0 x	\$9 =	203	0

**Total Filing Fee .....\$355**

4. Payment of Filing Fees:

/ X / A check in the amount of \$355, is enclosed herewith.

/ X / The Commissioner is authorized to charge any additional fees and to credit any overpayment of fees which may be required under 37 C.F.R. §1.16 and §1.17, to Deposit Account No. 19-5431, referencing Docket No. 22963-1241. **A duplicate copy of this paper is attached.**

5. Please amend the specification by deleting on page 1, line 1, "This invention" and inserting -- This application is a divisional of copending application Serial No. 09/182,967, filed October 29, 1998, which is a --.

6. The prior application is assigned of record to: Cardima, Inc.

7. The power of attorney in the prior application is to: Edward J. Lynch

/ X / The power appears in the original papers in the prior application.

/    / A Power of Attorney and Revocation of Prior Powers is enclosed.

8. Please address correspondence in this matter to:

**Edward J. Lynch  
Heller Ehrman White & McAuliffe LLP  
275 Middlefield Road  
Menlo Park, CA 94025-3506**

9. Documents enclosed:

- / X / Enclosed is a true copy of the prior complete application as filed, including the specification (including claims), drawings, sequence listing, oath or declaration showing the signature or an indication it was signed;
- / X / Information Disclosure Statement;
- / X / Form PTO-1449
- / X / Check in the amount of \$355.
- / X / Return Receipt Postcard.

Respectfully submitted,

By:

Edward J. Lynch  
Registration No. 24,422

Heller Ehrman White & McAuliffe LLP  
275 Middlefield Road  
Menlo Park, CA 94025-3506  
**Contact: Priscilla Mark**  
**Registration No.: 41,970**  
**Direct Dial: (650) 324-7184**  
Facsimile: (650) 324-0638

308612 v01.SV (6M4K01!.DOC)  
07/09/01 9:59 AM